

# Notice of Allowability

Application No.

10/531,869

Examiner

Ted Kavanaugh

Applicant(s)

BIANCUCCI ET AL.

Art Unit

3728

## -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment filed 2-12-2007.
2. ☒ The allowed claim(s) is/are 14 and 15.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☒ All    b) ☐ Some\*    c) ☐ None    of the:
    1. ☒ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  5. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

### Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_


**EXAMINER'S AMENDMENT**

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Patch on 2-12-2007.

The application has been amended as follows:

In claim 14, lines 10 and 13, the phrase —on the underside of the sole—has been inserted after "projections".

  
Ted Kavanaugh  
Primary Examiner  
Art Unit 3728

TK  
March 5, 2007

JC12 Rec'd PCT/PTC 19 APR 2005

3/10/04 1

Improved shoe sole provided with retractable anti-slipping means

JK 2/5/07

This application is a 371 of PCT/IT03/00714 Filed Nov. 4<sup>th</sup>, 2003

The present invention relates to the footwear industry and more specifically concerns the manufacturing of soles for shoes to be used where the ground is particularly slippery, for example frozen, snowy or muddy ground.

It is well known that under such circumstances anyone can hardly stand. The danger of slipping can obviously be avoided by resorting to the known hobnail shoes or shoes provided with particular high-adherence soles which, however, are technical shoes with precise characteristics of weight and strength and not compatible with the normal use of shoes.

The resort to hobnail shoes could once be avoided by applying sealskins or the like to shoes to prevent the sole from touching the frozen ground. Based on the same principle are rubber sheaths available on the market today which have to be secured to shoes in a removable manner and carry a number of nails or hooks on the face directed to ground.

Such solution, however, has the serious drawback of forcing the user, whenever he or she enters a habitation or leaves the road to enter a building, to remove the sheathes from the shoes to avoid that its nails or hooks damage floors by somehow or other. It is self-evident that such operation, uncomfortable in itself, requires that user must take away the sheathes with him or her waiting for put them on again.